



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation					
Action:	<input checked="" type="checkbox"/>	Adoption		<input checked="" type="checkbox"/>	Repeal
Statutory Authority: 20-146.2 (b), 136-89.58 (5), 160A-301 (a), 136-18 (5), 20-161 (a, b), 20-161 (d, e, f), 20-140.3 (5), 136-18 (5).					
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.					
Rule Summary: No Parking, No Parking/Tow-Away Zone, Temporary Shoulder Lanes.					
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.					
Effective Date: June 11, 2012					

June 11, 2012

DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

No Parking

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-140.3 (5), 20-161 (a, b), 136-89.58 (5), 160A-301 (a).

COUNTY DURHAM

DIVISION 5

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
DURHAM	1013831	I 40	Along both sides of I-40, from NC147 (Durham Freeway), eastward to the Wake County Line.
DURHAM	1013958	I 40	On I-40, from a point approx. 0.08 mile west of NC 55 (Exit 278), eastward to the Wake County Line; and any vehicles parked, left standing or disabled, whether attended or unattended, on the ROW within the project limit shall be subject to being towed without notice as determined by the NC DOT. This ordinance shall be void upon completion of Project No. I-2204 BA, 6.359001T.
DURHAM	1013960	I 40	On SB I-40, from the Orange Co. line, eastward to a point approx. 0.22 mile west of SR 1973 (Page Road). Any vehicles parked, left standing or disabled, whether attended or unattended on the ROW of I-40 within the limits described above, shall be subject to being towed without notice as determined by NCDOT. This ordinance shall become null and void upon completion of Project I-3306B.

No Parking/Tow-Away Zone

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-161 (d, e, f).

COUNTY DURHAM

DIVISION 5

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
DURHAM	1064982	I 40 WB COUPLET	I-40 Westbound between NC 147 and US 15-501.
DURHAM	1064983	I 40	I-40 Eastbound between US 15-501 and SR 1973 (Page Road).

Temporary Shoulder Lanes

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-146.2 (b), 136-18 (5).

COUNTY DURHAM

DIVISION 5

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
DURHAM	1064984	I 40 WB COUPLET	I-40 Westbound between US 15-501 and NC 147. May be used only by trained drivers in authorized transit buses when operating speeds on westbound I-40 are lower than 35 mph.
DURHAM	1064985	I 40	I-40 Eastbound between US 15-501 and SR 1973 (Page Road). May be used only by trained drivers in authorized transit buses when operating speeds on eastbound I-40 are lower than 35 mph.

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-146.2 (b), 136-89.58 (5), 160A-301 (a), 136-18 (5), 20-161 (a, b), 20-161 (d, e, f), 20-140.3 (5), 136-18 (5)).

All the actions to the Highway Traffic Ordinances herein adopted are effective June 11, 2012 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
No Parking	0	3
No Parking/Tow-Away Zone	2	0
Temporary Shoulder Lanes	2	0
Total	4	3

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

June 11, 2012

DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE